

DOCKET NO: K0476-700710

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jeffrey A. Wilmer
Serial No: 10/623,137
Confirmation No: 5203
Filed: July 18, 2003
For: METHOD AND APPARATUS FOR BLENDING
PROCESS MATERIALS
Examiner: Tony G. Soohoo
Art Unit: 1723

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 25th day of November, 2003.

Nancy D. Kelly

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- ☒ Information Disclosure Statement Filed Pursuant to the Duty of Disclosure Under 37 CFR §§ 1.56, 1.97 and 1.98, and PTO Form 1449, including references
- ☒ Transmittal
- ☒ Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 395-7000.

A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 502762. A duplicate of this sheet is enclosed.

Respectfully submitted,
Jeffrey A. Wilmer

By:

Lisa E. Winsor
Lisa E. Winsor, Reg. No. 44,405
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Riverfront Office Park
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Cambridge, MA 02142
(617) 395-7000

Docket No. K0476-700710
Date: November 25, 2003



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Hancey B Kelly

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case.

No fee or certification is required.

Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application.

The applicant would like to bring to the Examiner's attention the following co-pending applications that may contain subject matter related to this application:

<u>Serial No.</u>	<u>Filing Date</u>	<u>Inventor(s)</u>
10/413,509	04-15-2003	Todd Graves, et al.
09/919,772	07-31-2001	Jeffrey A. Wilmer, et al.
10/343,360	09-17-2003	Jeffrey A. Wilmer, et al.

Explanation of Non-English Language References and Remarks Concerning Other Information Cited

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified):

The following are remarks concerning the other information cited:

DE 1962864A1 is directed to a Quality Control process for food, chemical and pharmaceutical industries and was cited in an International Search Report in a related application cited above.

DE 2320212A1 is directed to effluent neutralization and detoxification in static mixer tubes for chemical and dilution water and was cited in an International Search Report in a related application cited above.

REMARKS

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

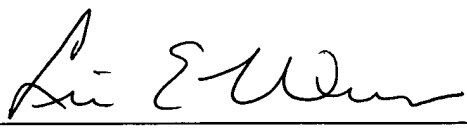
By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

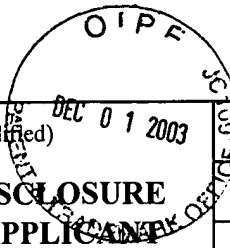
An early and favorable action is hereby requested.

Respectfully submitted,
JEFFREY A. WILMER, Applicant

By: 

Lisa E. Winsor, Reg. No. 44,405
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Docket No. K0476-700710
Date: November , 2003



FORM PTO-1449/A and B (Modified)				APPLICATION NO.: 10/623137		ATTY. DOCKET NO.: K0476-700710			
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				FILING DATE: 7/18/03		CONFIRMATION NO.: 5203			
				APPLICANT: Jeffrey A. Wilmer					
				GROUP ART UNIT: 1723		EXAMINER: Tony G. Soohoo			
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U.S. PATENT DOCUMENTS

Examiner's Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or of issue of Cited Document MM-DD-YYYY
		Number	Kind Code		
	K1	4,059,929	B1	Bishop	11-29-1977
	K2	4,242,841	B1	Ushakov et al.	01-06-1981
	K3	4,327,759	B1	Millis	05-04-1982
	K4	4,439,042	B1	Bertoglio	03-27-1984
	K5	4,642,222	B1	Brazelton	02-10-1987
	K6	4,654,802	B1	Davis	03-31-1987
	K7	4,964,732	B1	Cadeo et al.	10-23-1990
	K8	5,255,821	B1	Hall et al.	10-26-1993
	K9	5,271,521	B1	Noss et al.	12-21-1993
	K10	5,332,125	B1	Schmitkons et al.	07-26-1994
	K11	5,372,421	B1	Pardikes	12-13-1994
	K12	5,407,526	B1	Danielson et al.	04-18-1995
	K13	5,423,607	B1	Jones et al.	06-13-1995
	K14	5,478,435	B1	Murphy et al.	12-26-1995
	K15	5,584,959	B1	Kimura et al.	12-17-1996
	K16	5,634,715	B1	Stehr et al.	06-03-1997
	K17	5,641,410	B1	Peltzer	06-24-1997
	K18	5,750,440	B1	Vanell et al.	05-12-1998
	K19	5,823,219	B1	Purvis et al.	10-20-1998
	K20	5,993,671	B1	Peltzer	11-30-1999
	K21	6,048,256	B1	Obeng et al.	04-11-2000
	K22	6,050,283	B1	Hoffman et al.	04-18-2000
	K23	6,105,606	B1	Jackson	08-22-2000
	K24	6,199,599	B1	Gregg et al.	03-13-2001
	K25	6,217,659	B1	Botelho et al.	04-17-2001
	K26	6,224,778	B1	Peltzer	05-01-2001
	K27	6,260,588	B1	Noah et al.	07-17-2001
	K28	6,267,641	B1	Vanell et al.	07-31-2001
	K29	6,276,404	B1	Birtcher et al.	08-21-2001

FOREIGN PATENT DOCUMENTS

Examiner's Initials	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document (not necessary)	Date of Publication of Cited Document MM-DD-YYYY	Translation (Y/N)
		Office/ Country	Number	Kind Code			
		DE	1962864		Talalmanyokat Ertekesito	03-25-1971	N
		DE	2320212		Deutsche Ton-und Steinzeugwerke AG	11-14-1974	N
		JP	02285635		Matsushita Electric Ind. Co. Ltd.	11-22-1990	Y
					(Abstract)		

DEC 01 2003

FORM PTO-1449/A and B (Modified)

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

APPLICATION NO.: 10/623137

ATTY. DOCKET NO.: K0476-700710

FILING DATE: 7/18/03

CONFIRMATION NO.: 5203

APPLICANT: Jeffrey A. Wilmer

GROUP ART UNIT: 1723

EXAMINER: Tony G. Soohoo

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of

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		JP	07077597		Toshiba Corp. (Abstract)	03-20-1995	Y
		TW	424003		Startec Ventures, Inc., Air Liquide	03-01-2001	Y (only)
					America Corp.		
		WO	0014512		University of Florida	03-16-2000	

OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials	Cite No	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)

EXAMINER	DATE CONSIDERED
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#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. __, filed __, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).

[NOTE - Must provide a copy of any patent, publication, other information listed, even if it was previously submitted to, or cited by, the U.S. Patent Office in an earlier application, unless the earlier application is identified by the IDS and is relied upon for an earlier filing date under 35 U.S.C. §120, and the copy was provided in the earlier application.]